

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OHIO
EASTERN DIVISION**

IN RE NATIONAL PRESCRIPTION
OPIATE LITIGATION

This document relates to:

“Track One Cases”

MDL No. 2804

Case No. 17-md-2804

Hon. Dan Aaron Polster

**[PROPOSED] ORDER GRANTING MALLINCKRODT’S
MOTION FOR PARTIAL SUMMARY JUDGMENT**

Upon consideration of Mallinckrodt’s Motion for Partial Summary Judgment and any opposition thereto, it is hereby:

ORDERED that Mallinckrodt’s Motion for Partial Summary Judgment is
GRANTED.

All claims against the Mallinckrodt Defendants¹ based on allegations of false or misleading marketing, to the extent they are related to Mallinckrodt’s generic opioid products, are **DISMISSED.**

All claims against the Mallinckrodt Defendants based on allegations that Mallinckrodt’s suspicious order monitoring or anti-diversion program was inadequate during the time period after 2012 are **DISMISSED.**

Honorable Judge Dan A. Polster

¹ Mallinckrodt LLC, SpecGx LLC and Mallinckrodt plc.

CERTIFICATE OF SERVICE

I, Brien T. O'Connor, hereby certify that the foregoing document was served via file transfer protocol to all counsel of record.

/s/ Brien T. O'Connor
Brien T. O'Connor